ALL THE

TRANSACTIONS

BETWEEN

The Noblemen and Gentlemen

Now in Arms for the

COVENANT,

AND

The Officers and Soldiers now in Arms by Authority of the Parliament of the Kingdom of

SCOTLAND.

Together with

Several ORDERS made by the Committee of Eſtates in that Kingdom, againſt all that have acted in the late unlawful

ENGAGEMENT

againſt the Kingdom of ENGLAND.

Signed by Command of the Commiſſioners for the Treaty,

Mr. THO: HENDERSON.

Edinburgh, Printed by *Evan Tyler*, Printer to the Kings moſt Excellent Majeſty: And Reprinted at

London by *John Field*, Octob. 17. 1648.

MVSEVM
BRITAN
NICVM

Articles concluded upon by the Officers and Soldiers, now in Arms by Authority of the Parliament of the Kingdom of Scotland.

WE being ſervants to the State, and unwilling to engage in a Civil War, do conceive our ſelves obliged to remit the ways of proſecuting of all duties to Religion, and to our King, to the determination of Church and State; And let them move in it, as they will be anſwerable to God: Our lives ſhall ever be ready to be expoſed to all hazards for the good of both, and if all duties for them, and for our friends releaſe in *England* ſhall now be deſerted, let the blame before God and men lie upon the obſtructors of it: And if no further uſe be made of our ſervice, We do Demand,

I. That ſecurity be given to all who are or have been engaged in this Service for their Perſons, Honors and Eſtates, whereby they may be free from all dangers, prejudices and cenſures whatſoever, whether Eccleſiaſtical or Civil, for their Acceſſion to the late Engagement, or any thing done by them relating thereunto, or to this ſervice for our own defence: And this to be confirmed by Parliament, or the lawful Authority of the Kingdom.

II. That in regard of our extraordinary charges and loſs, one Moneths pay be inſtantly delivered unto us, for payment of the Iriſh Forces, and that Boats and Ships preſently be provided for their tranſportation into *Ireland*: And for preventing all diſorders upon their

march through the West Countrey by Free quartering, We do desire that a regular course may be taken for their entertainment during their abode there, which shall be no longer then wind and weather shall serve, and Boats be provided to Transport them.

III. That one Moneths means be provided for the Scottish Forces, and that they be not disbanded, until the Irish Forces be Transported; and that sufficient pledges be delivered for performance of what is desired. And that our Disbanding and Transportation be done by Authority of the Committee of Estates.

These reasonable demands being performed, We the Irish are ready instantly to march towards any part of the West coast which shall be thought most fit for our Transportation into *Ireland*, and we of the Scottish, instantly to Disband: Otherwise, rather then expose our Lives and Fortunes to the mercy of any, by the want of fitting assurances for what is past, or the loss of our Honors by deserting the Interest of those commanded by, or joyned with us, We are resolved to sacrifice our selves at the dearest rates we can; And take God to witness how free we are of the guilt and consequences that may follow thereupon.

Stirling 18. *Septemb.*
1648.

BRITISH MUSEUM

We have appointed our Commissioners to stay no longer then six a clock at night, to morrow the 19. and that the Treaty shall then end; and that the Cessation shall expire eight hours thereafter, unless the desires before mentioned be fully granted.

Signed by Warrant and Command of the Officers now in Arms by the Authority of Parliament,

Jo: Spaldguge.

The Answer of the Noblemen and Gentlemen now in Arms for the Covenant, to the Articles of the Officers and Soldiers that joyned in the late unlawful Engagment against *England*, and now continue in Arms to disturb the Peace of this Kingdom.

WE have considered the Desires of the Officers and Soldiers at Sterling, and do return this Answer, That the Imputation of neglecting duties to Religion and to the King, mentioned in the Preface to the Articles, cannot be charged on us, who have never been wanting in the use of all lawful means, to prosecute the ends of our solemn League and Covenant: But upon those who joyned in prosecution of the late unlawful Engagement against our Neighbor Nation of *England*, which hath been destructive to all these ends.

Touching the first Article, we refer you to the Answer given in our former Papers, and do here again declare, That we shall not challenge, nor incite any other to challenge any of your number for their lives and Estates, but shall endeavor to secure them so far as we can.

can without approbation of their Actions, or the breach of Covenant and Treaties. As for that which concerns exemption from Church-cenſures, we cannot meddle therein without breach of Covenant, but muſt refer you to the Judicatories of the Kirk, to whom you may make your own addreſs, and receive their Anſwer.

Concerning the ſecond and third Articles, we refer you to the Anſwer given by our Commiſſioners, to the Commiſsioners on your ſide; which was, That we held it unreaſonable that they ſhould deſire any thing from us, or any other who adhere to us, for ſatisfaction of their Officers and Soldiers, becauſe we will not involve our ſelves in any thing which may import an acceſsion to the late Engagement, or may be the ground of a quarrel to *England* againſt this Kingdom; But if they had real Inclinations to Peace, they and their Adherents might, without our acceſsion thereunto, take courſe amongſt themſelves for giving ſatisfaction to their Officers and Soldiers, and therefore did deſire (and do now again renew the ſame) that all their Forces, and the Forces of theſe who adhere unto them, may be disbanded betwixt and the twenty fifth, or at furtheſt the twenty eight day of this moneth of *September*, and that none of them be found together after that time in Troops, Companies or Regiments; and we ſhall betwixt and the ſaid day, disband all our Forces, and none of them after that time ſhall be found in Troops, Companies or Regiments; for the punctual performance whereof on both ſides, mutual pledges are to be given: And further we cannot ſay in Anſwer to theſe Articles.

If

If you ſhall not agree to the Deſires made in our laſt Papers of the 16 of this Inſtant, and not reſt ſatisfied with theſe Anſwers, but ſhall continue in Arms to the diſturbance of the Peace of this Kingdom, and perſiſt in the courſes in which you are now engaged, contrary to the Declarations of the General Aſſembly and their Commiſſioners: We do hereby certifie unto you, that all who have been active in the late Engagement, as well thoſe in *England*, as thoſe in this Kingdom, and all ſuch as have, or ſhall hereafter joyn with you, are to be declared Enemies to both Kingdoms, and that this Kingdom will be neceſſitated to concur with the Kingdom of *England* for puniſhing them accordingly as breakers of the Covenant and Treaties; and we leave it to you ſeriouſly to conſider, whither the ways and courſes you are upon, be really for the good of the King and this Kingdom, or a ſafe way for the relief of your friends that are priſoners in *England*.

We do declare, that unleſs the Deſires contained in our Papers of the 16 of this Inſtant, and in this Paper be clearly and poſitively agreed unto, and we advertiſed thereof, before Friday the 22 of this inſtant, at twelve of the Clock in the day, that then the Treaty ſhall end, and that the ceſſation from Acts of Hoſtility and marching of Forces ſhall expire eight hours thereafter.

September 20.
1648.

Subſcribed by command of the Noblemen and Gentlemen now in Arms for the Covenant.

Mr. THO. HENDERSON.

The laſt Offers of the Noblemen and Gentlemen now in Arms for the Covenant, To the Earls of Crawford, Glencairn *and* Lancrick, George, Monro, *and others joyned with them in the late unlawful Engagement againſt the Kingdom of* England.

WE have ſeriouſly conſidered the ſad and deplorable condition to which this Kingdom is now brought, by your proceedings and actions in purſuance of the late Engagement againſt our neighbor Nation of *England*, with whom we are joyned in Covenant, and the fearful deſolation that is likely further to come upon it, by the return of a part of that Army which invaded *England*; And after ſeveral Debates and Conferences with your Lordſhips, theſe ſeveral days by-paſt, both by word and writing, We do finde the ſtate of the difference betwixt your Lordſhips and us to be this: That which hinders agreement upon our part, is the point of Conſcience, forbidding us to do any thing which may infer an acceſſion to the late Engagement, the deſire we have to keep the Covenant and Treaties, and not break the Union betwixt the Kingdoms, and to avoid a quarrel with *England*, which may deſtroy this Kingdom, and entail a War upon us and our poſterity, and to prevent the expoſing of the Cauſe and Kingdom to the ſame dangers under which they now lie, from which grounds we cannot part; Whereas the Articles on your part, which hinder agreement, are ſuch from which your Lordſhips may eaſily recede. We have very much endeavored in our laſt Paper to give your Lordſhips all juſt and reaſonable ſatisfaction; yet that it may further appear how deſirous we are to prevent an Inteſtine War, and to have the Peace of the Kingdom ſetled, we offer unto

unto your Lordſhips theſe Articles following to be agreed on.

I. That for eaſing the burthens of the Kingdom, and to prevent famine and deſolation, all forceson both ſides, whither in the field, or in the Gariſons of Berwick and Carliſle, or the Gariſons within the Kingdom, be disbanded betwixt the 25 day of this inſtant moneth of *Sep.*

II. That the ſecuring and ſettling of Religion at home, and the promoting the work of Reformation abroad in *England* and *Ireland*, be referred to the determination of the general Aſſembly or their Commiſsioners, & that all Civil queſtions & differences whatſoever, be referred to the determination of a *Parliament* to be ſpeedily called.

III. To prevent the imminent dangers to Religion, and a quarrel with our neighbor Nation in the mean time, until the meeting of a Parliament (which cannot be done without a Treaty betwixt the Kingdoms) That all of your number who have been imployed in publique place or truſt, ſhall forbear the exerciſe thereof, and not come to the Committee of Eſtates, to the end there may be a Committee of Eſtates conſiſting of ſuch Members as are free of the late Engagement, and againſt whom *England* may not have this exception, That ſuch have the managing of the affairs of this Kingdom as they eſteem their Enemies, and with whom they cannot treat. And if your Lordſhips ſhall out of love to this almoſt ruined Kingdom, yield to thoſe our juſt Deſires, we are very confident that the Peace of this Kingdom ſhall be ſetled, the Union betwixt the Kingdoms continued, and all quarrels prevented.

Woodſide, 16 Sept. 1648.

Signed by command of the Commiſsioners for the Treaty.

Mr. *Tho: Henderſon.*

At Edinburgh, 22 Septem. 1648.

An Order of the Committee of Eſtates, declaring all thoſe enemies to Religion, King and Kingdoms, that ſhall perſiſt to commit any Rapines, do any violence, or acts of Hoſtility, under any pretence of Authority whatſoever, and forthwith to lay down Arms.

WHereas divers perſons in the Iſles and Highlands of this Kingdom, under pretence of Commiſsions iſſued to the Captains and Chiefſs of Clanns by the Duke of *Hamilton*, or others who Authorized the late unlawful Engagement againſt *England*, and are now in Arms in this Kingdom for proſecution of the ſame, have combined themſelves, and entred into a Confederacy, to invade, fall upon, and deſtroy the L. Marquis of *Argyles* Lands; and to ſpoil, ruine and lay waſte other places of this Kingdom, by exerciſing all acts of Hoſtility againſt the well affected. To the end therefore that all ſuch perſons may be rightly informed, and not miſled, by entring into ſo a horrid a Rebellion, of following ſuch deſperate Counſels

and

and Courſes, tending to their own deſtruction, and the diſturbance of the Peace of the Kingdom; eſpecially in the preſent condition of Affairs, when the Army which lately invaded *England* is wholly diſsipated and routed, and conſiderable Forces already raiſed, and more to be leavyed for ſuppreſsing the remainder thereof now in this Kingdom, and others whoſoever ſhall adhere to them, or joyn with them in Arms to the promoting of that Engagement, and continuance of our Troubles; When the Parliament of *Englands* Forces are alſo preſently lying before the Towns of Berwick and Carliſle, for reducing the ſame to the Kingdom of *England*, whereby the Kingdom was in a fair way to attain an end of Troubles, and all Obſtructions of the Union betwixt both the Nations to be happily removed. The great deſires that we have of the Peace and quiet of the Kingdom; And that all ſuch who are or ſhall be enſnared by falſe Suggeſtions, may be reclaimed and drawn off ſuch Rebellious Interprizes, which will kindle the flames and combuſtion of the Kingdom, and retard the eſtabliſhment of a deſired Peace,

Have made us to exhort, like as we do require and charge all ſuch Captains and Chieffs of Clanns, and others who are now in charge, or adhere to them in this their Rebellion, To ſhew themſelves good and dutiful Subjects, forthwith to lay down Arms, to forſake that Rebellion, and to behave themſelves in all quiet and peaceable maner; certifying them and each of them, That if they perſiſt and continue to commit any Rapines, do any Violence, or acts of Hoſtility under any pretence or Authority whatſoever, They ſhall be eſteemed as Enemies to Religion, King and Kingdoms, and purſued and puniſhed accordingly: And hereof they are to take ſpecial notice, and give obedience under all higheſt pains. And we Ordain theſe preſents to be publiſhed at the Mercat Croſs of *Edinburgh*, and other places needful; and alſo to be Printed, that none pretend ignorance.

BRITISH MUSEUM

Mr. *Tho: Henderſon.*

Edinburgh,

Edinburgh, 22. *September*, 1648.

WHereas many within this Kingdom have joyned in Arms for proſecuting of an unlawful Engagement againſt our Neighbor Nation of *England*, contrary to the Solemn League and Covenant, and Treaties betwixt the Kingdoms, the Warnings and Declarations of the Commiſſion of the General Aſſembly, 1647. And likewiſe againſt the unanimous Proceedings and Declarations of the late General Aſſembly and their Commiſſioners: And whereas God hath evidently manifeſted his diſpleaſure and wrath againſt their ſinful ways and proceedings, in oppreſſing the well-affected in this Kingdom, invading the Kingdom of *England*, by Routing and Defeating their Army there: And now ſome of their Army have returned to this Kingdom, and joyned with others their aſſociates to diſturb the Peace thereof; By which their Proceedings and Actions, the work of Reformation of Religion hath been almoſt wholly overturned, the Liberty of the Subject very near deſtroyed, Authority weakened, the Perſon of the King put in hazard, the Union betwixt the Kingdoms endeavored to be broken, occaſion of quarrel given to our neighbor Nation, and this Kingdom brought to ſo ſad and deplorable condition, as (if the Lord in mercy prevent not) Famine and Deſolation is like to de added to all our troubles and miſeries: Therefore to prevent the eminent dangers to Religion, and to the King, for ſetling the Peace of this greatly diſtracted Kingdom; And to the end the affairs of this Kingdom may not be managed by ſuch perſons as the Kingdom of *England* do eſteem Enemies for their concur-

concurrence in the late Engagement: The Committee of Eſtates conſiſting of ſuch perſons as were nominated to be on the Commiſſion of Parliament, and did diſaſſent in Parliament from, and Proteſt againſt the late unlawful Engagement, Do declare, that they are reſolved to Act and Direct in the publike affairs by vertue of the Authority of that Nomination of the Parliament, and their Legal Proteſtation in it: And that in Acting and Directing, they reſolve to proceed with the advice and conſent of ſuch Members of the late Parliament, as did concur with them in the ſaid Proteſtation, and do now concur in Arms in proſecuting of the ſame: As alſo with the advice and conſent of ſuch two Commiſſioners, and one Burgeſs as ſhall be entruſted reſpectively by the Shires and Burghs joyning with us in Arms for the Covenant; and that they will not admit into their Counſels, or Committees, any perſons who have concurred in arms or Counſel for the late unlawful Engagement, or who have Subſcribed the Bond, or Sworn, or Subſcribed any Oath, or Declaration for proſecuting that Engagement. And further, that they will admit none who have been aiding, or ſhall be aiding or aſſiſting to, or abetting and agenting for theſe who are now joyned in arms with the Earl of *Crawford*, Earl of *Glencairn*, Earl of *Lanerick*, Lord *Sinclair*, Lord Regiſter, *George Monro*, and their adherents, nor any ſuch as have, or ſhall declare their judgement againſt this Cauſe and our Proceedings in purſuance thereof. And we ordain theſe Preſents to be publiſhed, and alſo to be Printed that none pretend ignorance.

Mr. Tho: Henderson.

Edinburgh, 22 September, 1648.

THe Committee of Eſtates conſidering that the putting of the diſ-affected and Malignant Perſons in Places of truſt and power, in the ſeveral Shires and Burghs of this Kingdom, hath been one of the greateſt cauſes which hath brought all theſe evils upon this Kingdom: And for the reaſons contained in the former Act, do therefore finde it neceſſary to require, And do hereby command and require the ſeveral Shires in the Election of their Commiſsioners to Parliament, and Burghs in Election of their Commiſsioners to Parliament, Magiſtrates and Counſel, that they make choice of none but ſuch as have continued conſtant and faithful in this cauſe: And that they will not admit any to be in the former places of Truſt, Commiſsions, Magiſtracy or Counſels, who have concurred in Arms or Counſel for the late unlawful Engagement, or who have ſubſcribed the Bond, or ſworn, or ſubſcribed any Oath or Declaration for proſecuting that Engagement: And further, That they will admit none who have been aiding, or ſhall be aiding or aſsiſting to, or abetting and agenting for theſe who are now joyned in Arms with the Earls of *Crawford*, Earl of *Glencairn*, Earl of *Lanerick*, Lord *Sinclair*, Lord Regiſter, *George Monro*, and their Adherents, nor any ſuch as have or ſhall declare their judgement againſt the Cauſe, and our proceedings in purſuance thereof. And we Ordain theſe preſents to be publiſhed at the Mercat Croſs of *Edinburgh*, and other places needful; and alſo to be Printed, that none pretend ignorance.

Mr. THO: HENDERSON.

FINIS.